

Date: 23 March 2006

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8A)

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Signature

Tian T

Lisa L. Tinigle

(type or print name of person certifying)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re application of: |) | |
|---|------------|-----------------------------|
| Stephen K. Vernon |) | Group Art Unit: 2663 |
| Serial No.: 09/854,623 |) | Confirmation No.: 8013 |
| Filed: 15 May 2001 |) | Examiner: Derrick W. Ferris |
| For: Data Rate Adjuster Using Transport |) Latei | ncy |

RESPONSE TO FINAL OFFICE ACTION

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action dated January 23, 2006, issued in connection with the above-identified application, please enter and consider the following remarks.

Amendments to the Claims are reflected in the listing of the claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.





PATENT ATTORNEY DOCKET NO.: NG(MS)7195

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| Inventor | (s): | Stephen | K. | Vernon |
|----------|------|---------|----|--------|
|----------|------|---------|----|--------|

Confirmation No.: 8013

Application No.: 09/854,623

Examiner: Derrick W. Ferris

Filing Date: 15 May 2001

Group Art Unit: 2663

Title: Data Rate Adjuster Using Transport Latency

Mail Stop AF

Commissioner for Patents

PO Box 1450

| Alexandria, \ | /A 22313-1450 | | | | | | | | | |
|--|--|-------------------|---------------------------------|---------------------------------------|--------------------------------|----------------------------|---|------------------------------------|--|--|
| TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT | | | | | | | | | | |
| Sir: | | | | | | | | | | |
| Transmitted | herewith is/are the | followin | g in the above | e-identifie | d application: | | | | | |
| New No a | Response/Amendment Request to extend time to respond Supplemental Declaration No additional fee Other: (fee \$) | | | | | | | | | |
| | CLAI | IMS AS | AMENDED E | Y OTHE | R THAN A SM | ALL ENTI | ΓΥ | | | |
| (1) | (2) | | (3) | (4) | | (5) | (6) | (7) | | |
| FOR | CLAIMS REMAINING AMENDMENT | AFTER | NUMBER EXTRA | HIGHEST NUMBER PREVIOUSLY PAID FOR | | PRESENT EXTRA | RATE | ADDITIONAL FEES | | |
| TOTAL CLAIMS | | | MINUS | | | 0 | \$50.00 | \$0.00 | | |
| INDEP. CLAIMS | | | MINUS | | | 0 | \$200.00 | \$0.00 | | |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM \$360.00 | | | | | | | | | | |
| EXTENSION | 1ST MONT | Η , | 2ND MO | NTH 3RD MC | | NTH | 4TH MONTH | | | |
| FEE | \$120.00 | | \$450.00 | | \$1,020.00 | | \$1,590.00 | | | |
| OTHER FEES TOTAL ADDITIONAL FEE FOR THIS AMENDMENT \$0.00 | | | | | | | | | | |
| 01 0 | | 1.00 | | | | | | \$0.00 | | |
| fees required charge any fe | to Deposit accor or credit any over ees to Deposit Acc Code of Federal R | paymen ount 20 | nt to Deposit A 0-0090 under | Account 2 37 CFR | 20-0090 pursua 1.16 through | ant to 36 (1.21 inclus | OFR 1.25. Additation in the sive, and any other | ionally, please ner sections in | | |
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Date:

23 March 2006

Christopher P. Harris

Attorney/Agent for Applicant(s)

Reg. No.: 43,660 Date: 23 March 2006

Telephone: (216)621-2234